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Attorneys for Defendant
MICHAEL T. BLATT.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

**LIBERTY MUTUAL INSURANCE
COMPANY,**

Plaintiff,

v.

MICHAEL T. BLATT,

Defendant.

Case No. C06-2022 SC

**STIPULATION TO WITHDRAW
THE MOTION OF A
DISCOVERY DISPUTE AND
STIPULATION FOR ORDER
THAT DEFENDANTS
AUTOMATIC ADMISSIONS ARE
DEEMED WITHDRAWN AND
THE RESPONSES TO REQUEST
TO ADMIT NO.'S 1-14 SERVED
ON OCTOBER 4, 2007 ARE
DEEMED OPERATIVE.**

Local Rule 37-1

Trial Date: November 19, 2007

I, Ronald D. Foreman, declare that if called to testify in this matter that I would
testify as hereinafter stated:

1. I am the attorney for defendant Michael T. Blatt.
2. By stipulated to application, the parties submitted a discovery dispute to the
Court concerning Relief From Admissions.
3. Good cause exists for the granting of this Stipulation For an Order to

**STIPULATION TO WITHDRAW THE MOTION OF A DISCOVERY DISPUTE AND STIPULATION FOR
ORDER THAT DEFENDANTS AUTOMATIC ADMISSIONS ARE DEEMED WITHDRAWN AND THE
RESPONSES TO REQUEST TO ADMIT NO.'S 1-14 SERVED ON OCTOBER 4, 2007 ARE DEEMED
OPERATIVE.**

1 Withdraw The Motion of a Discovery Dispute and Stipulation For an Order That
2 Defendant's Automatic Admissions Are Deemed Withdrawn and The Responses to Request
3 to Admit No.'s 1-14 Served On October 4, 2007 Are Deemed Operative. The parties have
4 met and conferred regarding defendant's responses to plaintiff's Request For Admissions in
5 several conference calls conducted over the last several days. The parties have resolved their
6 dispute *in conjunction with other issues regarding stipulated facts* and agree that defendant's automatic admissions are deemed withdrawn and the
7 responses to Request to Admit No.'s 1-14, served on October 4, 2007, are deemed operative.

8 4. All parties have notice of this application and have stipulated to it.

9 5. It is respectfully requested that this Stipulation For an Order to Withdraw The
10 Motion of a Discovery Dispute And Stipulation For an Order That Defendant's Automatic
11 Admissions Are Deemed Withdrawn And The Responses to Request to Admit No.'s 1-14
12 Served On October 4, 2007 Are Deemed Operative be granted.

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28 **STIPULATION TO WITHDRAW THE MOTION OF A DISCOVERY DISPUTE AND STIPULATION FOR
ORDER THAT DEFENDANTS AUTOMATIC ADMISSIONS ARE DEEMED WITHDRAWN AND THE
RESPONSES TO REQUEST TO ADMIT NO.'S 1-14 SERVED ON OCTOBER 4, 2007 ARE DEEMED
OPERATIVE.**

1 6. It is also stipulated that in considering the pending Motion For Summary
2 Judgment, Or In the Alternative, Summary Adjudication of Issues, that Request to Admit
3 No.'s 1, 2, 3, 5, 6, 7 and 8 were admitted by the defendant and Request to Admit No.'s 4, 9,
4 10, 11, 12, 13 and 14 were denied by the defendant in the defendant's October 4, 2007,
5 Responses to Request For Admissions, Set One.

6 I declare, under penalty of perjury under the laws of the State of California that the
7 foregoing is true and correct.

8 Dated: October 25, 2007

FOREMAN & BRASSO

By:

Ronald D. Foreman
Attorney for Defendant
MICHAEL T. BLATT

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16 Dated: October 25, 2007

STIPULATED TO:

KRING & CHUNG, LLP

By:

Ronald J. Skocypek, C
J. Christopher Bennington
Attorney for Plaintiff
LIBERTY MUTUAL
INSURANCE COMPANY

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28 **STIPULATION TO WITHDRAW THE MOTION OF A DISCOVERY DISPUTE AND STIPULATION FOR
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